

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 1ST AUGUST 2007 / 10TH SRAVANA 1929

Crl.Rev.Pet.No. 2574 of 2004(B)

CRA.211/2002 of ADDL.SESIONS COURT, PARAVUR
CC.289/1999 of JUDL.MAGISTRATE OF FIRST CLASS-I, ALUVA
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REVN. PETITIONER: REVISION PETITIONER/APPELLANT/ACCUSED:

K.L. JAMES, KALATHIPARAMBIL VEEDU,
SREEMOOLANAGARAM P.O.

BY ADV. SRI.T.KURIAKOSE PETER
SRI.ABRAHAM P.GEORGE

RESPONDENTS:

1. C.K. JOSEPH, CHAKKUNGAL VEEDU,
EDANAD, CHOWWARA P.O.

2. STATE OF KERALA, REP. BY PUBLIC
PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY ADV. SRI.A.V.XAVIER
SRI.JOLLY JOHN
PUBLIC PROSECUTOR SRI.K.S. SIVAKUMAR

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD
ON 01/08/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

V. RAMKUMAR, J.

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Crl. Revision Petition No. 2574 of 2004

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Dated, this the 1st day of August 2007

ORDER

The accused in C.C. No.289 of 1999 on the **file** of the J.F.C.M.-I, Aluva, for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. Crl.M.A 8247 of 2007 has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C. The amount of Rs. 20,000/- deposited before the trial court shall be refunded to the revision petitioner/accused.

This Crl. R.P. is disposed of as above.

V. RAMKUMAR, (JUDGE)

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